

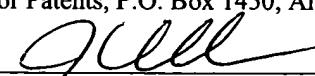
DOCKET NO.: H063070003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James F. Rieke and Timothy J. Rittof  
Serial No: 10/619,280  
Confirmation No.: 7461  
Filed: July 14, 2003  
For: SYSTEM AND METHOD OF PROCESSING MIXED-PHASE STREAMS  
Examiner: Not yet assigned  
Art Unit: 3743

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 23<sup>rd</sup> day of December, 2003.

  
Jeanne W. Chub

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- Information Disclosure Statement and Form PTO-1449  
 Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 50/0214. A duplicate of this sheet is enclosed.

Respectfully submitted,  
*James F. Rieke, et al., Applicants*

By:   
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December 23, 2003



ATTORNEY'S DOCKET NO: H063070003

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Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants request consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case. No fee or certification is required.

**PART II: Compliance with 37 CFR §1.704(d)**

Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application and this communication was not received by the office of the undersigned more than 30 days prior to filing of this Information Disclosure Statement.

**PART III: Information Cited**

Applicants hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant would like to bring to the Examiner's attention the enclosed communication from a corresponding International or Foreign National Application.

The Applicant would like to bring to the Examiner's attention the following other information, whose relevance is discussed in Part IV below:

DE 4300 011 has been cited in a communication in a corresponding International Application.

**PART IV: Explanation of Non-English Language References and Remarks Concerning Other Information Cited**

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The following are remarks concerning the other information cited:

There is no English language translation of DE 4300 011.

**PART V: Remarks**

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The Examiner sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application; and
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, Applicants makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, Applicants makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

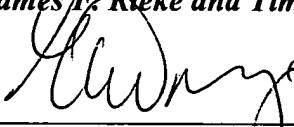
By submitting this Information Disclosure Statement, Applicants makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by Applicants, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is respectfully requested.

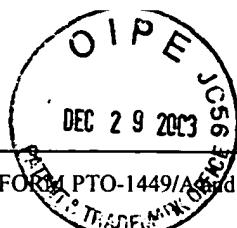
Respectfully submitted,

*James F. Rieke and Timothy J. Rittof, Applicants*

By: 

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Dated: December 23, 2003



FORM PTO-1449/A and B (Modified)		APPLICATION NO.: 10/619,280	ATTY. DOCKET No.: H063070003
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		FILING DATE: July 14, 2003	
		APPLICANT: James F. Rieke and Timothy J. Rittof	
Sheet	1	of	1
		GROUP ART UNIT: 3743	EXAMINER: Not yet assigned

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

Examiner's Initials#	Cite No.	Foreign Patent Document		Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/Country	Number			
		DE	43 00 011	A1 Dorst	07-07-1994	N
		WO	98/04879	A1 Fons, et al.	02-05-1998	
		GB	1,076,587	Metallgesellschaft Aktiengesellschaft	07-19-1967	
		GB	1,146,564	Polysius GmbH	03-26-1969	

## **OTHER ART – NON PATENT LITERATURE DOCUMENTS**

<b>Examiner's Initials#</b>	<b>Cite No</b>	<b>Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.</b>	<b>Translation (Y/N)</b>
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EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No., filed, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications)